

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

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<b>In Re:</b>  <b>DEEP MARINE HOLDINGS, INC., et al.</b>  <div style="text-align: right;"><b>Debtors.</b></div>	§ § § § § §	<b>Case No. 09-39313</b>  <b>Jointly Administered Chapter 11</b>
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**DEEP MARINE HOLDINGS, INC.,  
and DEEP MARINE TECHNOLOGY  
INCORPORATED**

**Plaintiffs,**

**v.**

**Adversary No. 10-03026**

**FLI DEEP MARINE LLC, BRESSNER  
PARTNERS LTD., LOGAN LANGBERG  
HARLEY LANGBERG, AND  
DEEPWORK, INC.**

**Defendants.**

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**DEBTORS' EXHIBIT LIST FOR THE JANUARY 21, 2010 HEARING**

Deep Marine Holdings, Inc., et al. ("Debtors"), file their Exhibit List for the January 21, 2010 hearing.

**EXHIBITS**

Ex. No.	Description	Offered	Objection	Admitted/ Not Admitted
1	Verified Complaint – <i>FLI Deep Marine and Bressner Partners Ltd., et al v. Paul McKim, et al.</i> , In the Court of Chancery of the State of Delaware, dated November 3, 2008			
2	Order dated April 21, 2009, Dismissing Verified Complaint – <i>FLI Deep Marine and Bressner Partners Ltd., et al v. Paul McKim, et al.</i> , In the Court of Chancery of the State of Delaware, dated			

Ex. No.	Description	Offered	Objection	Admitted/ Not Admitted
	November 3, 2008 ( <i>failure to follow Chancery Rules and allow defendants time to respond to a presuit demand</i> ).			
3	Plaintiff's First Amended Petition – <i>Paul McKim, et al. v. Nasser Kazeminy, et al. and Deep Marine Holdings, Inc. and Deep Marine Technologies, Incorporated</i> , Case No. 2008-64385, 129 <sup>th</sup> Judicial District, Harris County, Texas, dated June 11, 2009 ( <i>filed two months following dismissal of first Delaware action</i> ).			
4	Amended Motion to Dismiss and Order Granting Amended Motion to Dismiss - <i>Paul McKim, et al. v. Nasser Kazeminy, et al. and Deep Marine Holdings, Inc. and Deep Marine Technologies, Incorporated</i> , Case No. 2008-64385, 129 <sup>th</sup> Judicial District, Harris County, Texas, dated August 3, 2009 ( <i>defendants sought and obtained dismissal of the suit because claims were derivative and plaintiff lacked standing because he was no longer a shareholder</i> ).			
5	(LIVE) Verified Complaint – <i>FLI Deep Marine LLC, Bressner Partners Ltd., Logan Langberg and Harley Langberg v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware dated October 26, 2009 ( <i>filed two months following dismissal of Texas action</i> ).			
6	(LIVE) Verified Complaint – <i>Deepwork, Inc. v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware dated October 29, 2009 ( <i>copycat complaint to Exhibit 5</i> ).			
7	Suggestion of Bankruptcy as filed on December 4, 2009, in <i>FLI Deep Marine LLC, Bressner Partners Ltd., Logan Langberg and Harley Langberg v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware and <i>Deepwork, Inc. v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware			

Ex. No.	Description	Offered	Objection	Admitted/ Not Admitted
8	Case History Search as of January 14, 2010 for <i>FLI Deep Marine LLC, Bressner Partners Ltd., Logan Langberg and Harley Langberg v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware ( <i>Docket Sheet for Live Complaint at Exhibit 5</i> ).			
9	Case History Search as of January 14, 2010 for <i>Deepwork, Inc. v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware ( <i>Docket Sheet for Live Complaint at Exhibit 6</i> ).			
10	Letter dated December 8, 2009, to Vice Chancellor, Leo E. Strine, Jr. of the Court of Chancery of Delaware from Laurie Schenker Polleck at Jaspen Schelesinger re: the filing of Deep Marine Holdings, Inc. and Deep Marine Technologies Incorporated Chapter 11 ( <i>advising Delaware Court of Plaintiffs' intent to pursue claims against non-debtors</i> ).			
11	Letter dated December 11, 2009, to Vice Chancellor, Leo E. Strine, Jr. of the Court of Chancery of Delaware from K.B. Battaglini at Greenberg Traurig re: the filing of Deep Marine Holdings, Inc. and Deep Marine Technologies Incorporated Chapter 11 ( <i>advising Delaware Court of automatic stay (again) and derivative nature of claims against all defendants</i> ).			
12	Letter dated January 15, 2010, to attorneys for Delaware Plaintiffs from Marcy E. Kurtz at Bracewell & Giuliani, LLP ( <i>requesting Delaware Plaintiffs to stay prosecution of all causes of action pending a Bankruptcy Court determination of the derivative nature of claims per § 541</i> ).			
13	Letter dated January 19, 2010, to Marcy E. Kurtz from Anthony Paduano at Paduano & Weintraub, LLP re: intent of the plaintiffs in <i>FLI Deep Marine LLC, Bressner Partners Ltd., Logan Langberg and Harley Langberg v. Paul McKim, et al</i> , In the Court of Chancery of the State of Delaware ( <i>stating Delaware Plaintiffs' intention to continue to prosecute the causes of action in that case</i> ).			

Ex. No.	Description	Offered	Objection	Admitted/ Not Admitted
14	Various emails re: notice of Original Complaint and Application for Temporary Restraining Order, Preliminary Injunction and Permanent Injunction and Hearing on Application for Temporary Restraining Order			

The Debtors reserve the right to utilize rebuttal exhibits as necessary. The Debtors reserves the right to supplement this Exhibit List.

Dated: January 20, 2010.

Respectfully submitted,

**BRACEWELL & GIULIANI LLP**

By: /s/ Marcy E. Kurtz

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**PROPOSED ATTORNEYS FOR THE DEBTORS**

**CERTIFICATE OF SERVICE**

The undersigned certifies that on January 20, 2010, a true and correct copy of this document was served on all parties listed below and on the attached service list by electronic means as listed on the court's ECF noticing system and by electronic mail as indicated.

*/s/ Jason G. Cohen*

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